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PTO/SB/05 (06/03)

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

UTILITY
PATENT APPLICATION
TRANSMITTAL
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under 37 CFR 1.53(b))

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Attorney Docket No.	9031
First Inventor	Paul Albert Sagel
Assignee	The Procter & Gamble Company
Title	Tooth Whitening Strips
Express Mail Label No.	EU073150567US



APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

ADDRESS TO: Mail Stop Patent Application
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03970 U.S. \$591.00

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. Specification Total Pages [17]
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. Drawing(s) (35 USC §113) Total Sheets [4]
4. Oath or Declaration Total pages []
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR §1.63(d))
(for continuation/divisional with Box 17 complete)
 - i. **DELETION OF INVENTORS**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR §§1.63(d)(2) and 1.33(b).
5. Application Data Sheet. See 37 CFR §1.76
6. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statement verifying identity of above copies
8. Assignment Papers (cover sheet & document(s))
9. 37 CFR 3.73(b) Statement Power of Attorney
(when there is an assignee)
10. English Translation Document (if applicable)
11. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449/SB08 Citations
12. Preliminary Amendment
13. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
14. Certified Copy of Priority Document(s)
(if foreign priority is claimed)
15. Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
16. Other: Request for Early Publication of An Application (37 CFR § 1.18(d)).....

ACCOMPANYING APPLICATION PARTS

8. Assignment Papers (cover sheet & document(s))
9. 37 CFR 3.73(b) Statement Power of Attorney
(when there is an assignee)
10. English Translation Document (if applicable)
11. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449/SB08 Citations
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15. Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
16. Other: Request for Early Publication of An Application (37 CFR § 1.18(d)).....

17. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR §1.76:

Continuation Divisional Continuation-in-part (CIP)

of prior application No. /

Group/Art Unit:

Prior application information: Examiner: _____

For **CONTINUATION OR DIVISIONAL APPS** only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number	(Insert Customer No. here) 27752
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Name (Print/Type)	James C. Vago	Registration No. (Attorney/Agent)	40,855
Signature	Date September 10, 2003		

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(Revised for P&G use 7/17/2003)

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

FEE TRANSMITTAL for FY 2003 Patent fees are subject to annual revision.		Complete if Known	
		Application Number	
		Confirmation Number	
		Filing Date	September 10, 2003
		First Named Inventor	Paul Albert Sagel
		Examiner Name	
Group/Art Unit			
TOTAL AMOUNT OF PAYMENT	(\$) 1134.00	Attorney Docket No.	9031

METHOD OF PAYMENT (check one)			FEE CALCULATION (continued)																																													
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number 16-2480 Deposit Account Name The Procter & Gamble Company			3. ADDITIONAL FEES Code (\$ Fee Description Fee Paid 1051 130 Surcharge-late filing fee or oath <input type="checkbox"/> 1052 50 Surcharge-late provisional filing fee or cover sheet <input type="checkbox"/> 1053 130 Non-English specification <input type="checkbox"/> 1812 2,520 For filing a request for <i>ex parte</i> reexamination <input type="checkbox"/> 1804 920* Requesting publication of SIR prior to Examiner's action <input type="checkbox"/> 1805 1,840* Requesting publication of SIR after Examiner's action <input type="checkbox"/> 1251 110 Extension for reply within 1 st month <input type="checkbox"/> 1252 410 Extension for reply within 2 nd month <input type="checkbox"/> 1253 930 Extension for reply within 3 rd month <input type="checkbox"/> 1254 1,450 Extension for reply within 4 th month <input type="checkbox"/> 1255 1,970 Extension for reply within 5 th month <input type="checkbox"/> 1401 320 Notice of Appeal <input type="checkbox"/> 1402 320 Filing a brief in support of an appeal <input type="checkbox"/> 1403 280 Request for oral hearing <input type="checkbox"/> 1451 1,510 Petition to institute a public use proceeding <input type="checkbox"/> 1452 110 Petition to revive - unavoidable <input type="checkbox"/> 1453 1,300 Petition to revive - unintentional <input type="checkbox"/> 1501 1,300 Utility issue fee (or reissue) <input type="checkbox"/> 1502 470 Design issue fee <input type="checkbox"/> 1460 130 Petitions to the Commissioner <input type="checkbox"/> 1807 50 Petitions related to provisional applications (37 C.F.R. 1.17(q)) <input type="checkbox"/> 1806 180 Submission of Information Disclosure Statement <input type="checkbox"/> 1809 750 Filing a submission after final rejection (37 CFR § 1.129(a)) <input type="checkbox"/> 1810 750 For each additional invention to be examined (37 CFR § 1.129(b)) <input type="checkbox"/> 1801 750 Request for Continued Examination (RCE) <input type="checkbox"/> 1802 900 Request for expedited examination of a design application <input type="checkbox"/> 1454 1300 Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c) <input type="checkbox"/> Other fee (specify) _____ Request for Early Publication (37 CFR § 1.18(d)) <input type="checkbox"/> [300] Other fee (specify) _____ <input type="checkbox"/>																																													
FEE CALCULATION 1. BASIC FILING FEE – Large Entity <table border="1"> <thead> <tr> <th>Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1001 750</td> <td>Utility filing fee</td> <td>[750]</td> </tr> <tr> <td>1002 330</td> <td>Design filing fee</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1004 750</td> <td>Reissue filing fee</td> <td><input type="checkbox"/></td> </tr> <tr> <td>1005 160</td> <td>Provisional filing fee</td> <td><input type="checkbox"/></td> </tr> </tbody> </table> SUBTOTAL (1) (\$) [750]			Code (\$)	Fee Description	Fee Paid	1001 750	Utility filing fee	[750]	1002 330	Design filing fee	<input type="checkbox"/>	1004 750	Reissue filing fee	<input type="checkbox"/>	1005 160	Provisional filing fee	<input type="checkbox"/>	2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE – Large Entity <table border="1"> <thead> <tr> <th></th> <th>Extra Claims</th> <th>Fee from Below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>[18] - 20** =</td> <td>[0] x</td> <td><input type="checkbox"/> = [0]</td> </tr> <tr> <td>Independent Claims</td> <td>[4] - 3** =</td> <td>[1] x</td> <td>[84] = [84]</td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td><input type="checkbox"/> = <input type="checkbox"/></td> </tr> </tbody> </table> ** or number previously paid, if greater; For Reissues, see below <table border="1"> <thead> <tr> <th>Code (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr> <td>1202 18</td> <td>Claims in excess of 20</td> </tr> <tr> <td>1201 84</td> <td>Independent claims in excess of 3</td> </tr> <tr> <td>1203 280</td> <td>Multiple dependent claim, if not paid</td> </tr> <tr> <td>1204 84</td> <td>**Reissue independent claims over original patent</td> </tr> <tr> <td>1205 18</td> <td>**Reissue claims in excess of 20 & over original patent</td> </tr> </tbody> </table> SUBTOTAL (2) (\$) [84]				Extra Claims	Fee from Below	Fee Paid	Total Claims	[18] - 20** =	[0] x	<input type="checkbox"/> = [0]	Independent Claims	[4] - 3** =	[1] x	[84] = [84]	Multiple Dependent			<input type="checkbox"/> = <input type="checkbox"/>	Code (\$)	Fee Description	1202 18	Claims in excess of 20	1201 84	Independent claims in excess of 3	1203 280	Multiple dependent claim, if not paid	1204 84	**Reissue independent claims over original patent	1205 18	**Reissue claims in excess of 20 & over original patent
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	James C. Vago	Registration No.	40,855
Signature			
Telephone	(513) 622-4433		
Date	September 10, 2003		

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Date of Deposit: September 10, 2003

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John Deatherage
Notary Public Depositor
Signature of Depositor

P&G Case 9031

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of

Serial No. : Group Art Unit

Filed September , 2003 : Examiner

For Tooth Whitening Strips

REQUEST FOR EARLY PUBLICATION OF AN APPLICATION

UNDER 37 C.F.R. § 1.219

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 1.219, Applicants hereby request early publication of the above-described application. The Commissioner is authorized to charge deposit account no. 16-2480 for the publication fee set forth in 37 C.F.R. § 1.18(d). The Commissioner is also authorized to charge any other fees required by this paper to the same deposit account.

Respectfully submitted,

By

James C. Vago
Attorney or Agent for Appellants
Registration No. 40,855
(513) 622-4433

Customer No. 27752